

### **REMARKS**

The Notice of Non-Compliant Amendment alleges that the Amendment and Reply filed on December 23, 2008, is non-compliant because, although the specification discloses sequences with sequence identifiers SEQ ID NO: 169 and SEQ ID NO: 170, the sequence listing only provides 169 sequences. Applicants respectfully traverse this ground of rejection.

Applicants filed an Amendment and Reply with an amended sequence listing providing 170 sequences on September 10, 2008, and a sequence statement on December 23, 2008. Although the numeric identifier <160> in the amended sequence listing inadvertently indicated 169 as the total number of sequences, the sequence listing itself included 170 sequences.

In compliance with the requirements of 37 C.F.R. § 1.121, Applicants submit herewith a new sequence listing of 170 sequences with a sequence statement to correct the typographical error in the numeric identifier of the sequence listing and make the amendment document compliant. This submission does not introduce any new matter into the application.

Support for the amendment to the sequence listing may be found throughout the specification, and in particular in Figures 12 and 13. Accordingly, no new matter is introduced into the application. Entry of the amendments filed on September 10, 2008, and December 23, 2008, is therefore respectfully requested.

Applicants submit that the present application is in condition for allowance. An early indication to this effect is requested. The Examiner is invited to contact the undersigned by telephone if a telephone interview would advance the prosecution of the present application.

The Commissioner also is authorized to charge any additional fees, which may be required under 37 CFR §§ 1.16-1.17, and to credit any overpayment to Deposit Account No. 19-0741. Should no proper payment accompany this response, then the Commissioner is authorized

to charge the unpaid amount to the same deposit account. If any extension is needed for timely acceptance of submitted papers, applicants hereby petition for such extension under 37 CFR § 1.136 and authorize payment of the relevant fee(s) from the deposit account.

Respectfully submitted,

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By S.A. Bent

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